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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/866,793	05/30/2001	Stephen Joseph Vesper	VESPER1	5682
1444	7590	02/12/2009	EXAMINER	
BROWDY AND NEIMARK, P.L.L.C. 624 NINTH STREET, NW SUITE 300 WASHINGTON, DC 20001-5303			DUFFY, PATRICIA ANN	
			ART UNIT	PAPER NUMBER
			1645	
			MAIL DATE	DELIVERY MODE
			02/12/2009	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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Table with 4 columns: APPLICATION NO./ CONTROL NO., FILING DATE, FIRST NAMED INVENTOR / PATENT IN REEXAMINATION, ATTORNEY DOCKET NO.

09866793

5/30/2001

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EXAMINER

Patricia A. . Duffy

ART UNIT

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Commissioner for Patents

In response to the communication by the Board of Appeals, the declaration filed 7-8-02 was considered. The 112,1st rejection set forth in the non-final rejection of 4-9-02 was withdrawn on that basis. The declaration filed 7-8-02 has no bearing upon any appealed rejection of record and is not argued as relevant to any appealed rejection.

Therefore, in view of the clarificaiton of the record, the application is being returned to the Board of Appeals for a decision on the Appeal.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Patricia A. Duffy whose telephone number is 571-272-0855. The examiner can generally be reached on M-Th 7:30 am - 5:00 pm. If attempts to reach the examiner by telephone are unsuccessful, the examiner's Supervisor, Robert Mondesi can be reached at 571-272-0956.

The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

/Patricia A. Duffy/
Primary Examiner

/Patricia A. Duffy/
Primary Examiner, Art Unit 1645